

08/16/01

JCS66 U.S. PTO

Please type a plus sign (+) inside this box → ☒Approved for use through 09/30/2000. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Attorney Docket No. 2001-0325

First Inventor or Application Identifier Michael Anthony Marra, et al.

Title Electric Motor Velocity Controller

Express Mail Label No. EK195232075US

**APPLICATION ELEMENTS**  
See MPEP chapter 600 concerning utility patent application contents.ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

1. ☒ \* Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Specification [Total Pages 14]  
(preferred arrangement set forth below)
- Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to Microfiche Appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 8]
4. Oath or Declaration [Total Pages 3]
- a. ☒ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 C.F.R. § 1.63(d))  
(for continuation/divisional with Box 16 completed)
- i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

5. ☐ Microfiche Computer Program (Appendix)
6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
- a. ☐ Computer Readable Copy
- b. ☐ Paper Copy (identical to computer copy)
- c. ☐ Statement verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

7. ☒ Assignment Papers (cover sheet & document(s))
8. ☐ 37 C.F.R. § 3.73(b) Statement (when there is an assignee) ☒ Power of Attorney
9. ☐ English Translation Document (if applicable)
10. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
13. ☐ \* Small Entity Statement(s) ☐ Statement filed in prior application  
(PTO/SB/09-12) Status still proper and desired
14. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
15. ☒ Other: Nonpublication Request

**\* NOTE FOR ITEMS 1 & 13 IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).****16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:**

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No. \_\_\_\_\_ / \_\_\_\_\_  
Prior application information: Examiner \_\_\_\_\_ Group / Art Unit: \_\_\_\_\_

**For CONTINUATION or DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**17. CORRESPONDENCE ADDRESS**☒ Customer Number or Bar Code Label

021972

or ☐ Correspondence address below

(Insert Customer No. or Attach bar code label here)

Name

Address

City

State

Zip Code

Country

Telephone

Fax

Name (Print/Type)

Jacqueline M. Daspi

Registration No. (Attorney/Agent)

36,779

Signature

Date

11/2/01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL

## for FY 2000

Patent fees are subject to annual revision.

Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$)**750.00**

### Complete if Known

Application Number  
Filing Date  
First Named Inventor **Michael Anthony Marra, III**  
Examiner Name  
Group / Art Unit  
Attorney Docket No. **2001-0325**

### METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **12-1213**

Deposit Account Name **Lexmark International, Inc.**

☒ Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

2. ☐ Payment Enclosed:

☐ Check ☐ Money Order ☐ Other

### FEE CALCULATION

#### 1. BASIC FILING FEE

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description        | Fee Paid      |
|----------------------------|----------------------------|------------------------|---------------|
| 101 690                    | 201 345                    | Utility filing fee     | <b>710.00</b> |
| 106 310                    | 206 155                    | Design filing fee      |               |
| 107 480                    | 207 240                    | Plant filing fee       |               |
| 108 690                    | 208 345                    | Reissue filing fee     |               |
| 114 150                    | 214 75                     | Provisional filing fee |               |

SUBTOTAL (1) (\$)**710.00**

#### 2. EXTRA CLAIM FEES

| Total Claims       | Extra Claims     | Fee from below | Fee Paid   |
|--------------------|------------------|----------------|------------|
| <b>6</b>           | <b>-20** = 0</b> | <b>x 18</b>    | <b>= 0</b> |
| <b>3</b>           | <b>-3** = 0</b>  | <b>x 80</b>    | <b>= 0</b> |
| Multiple Dependent |                  |                |            |

\*\*or number previously paid, if greater; For Reissues, see below

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description  | Fee Paid |
|----------------------------|----------------------------|--|----------|
| 103 18                     | 203 9                      | Claims in excess of 20                                     |          |
| 102 78                     | 202 39                     | Independent claims in excess of 3                          |          |
| 104 260                    | 204 130                    | Multiple dependent claim, if not paid                      |          |
| 109 78                     | 209 39                     | ** Reissue independent claims over original patent         |          |
| 110 18                     | 210 9                      | ** Reissue claims in excess of 20 and over original patent |          |

SUBTOTAL (2) (\$)**0.00**

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description  | Fee Paid     |
|----------------------------|----------------------------|--|--------------|
| 105 130                    | 205 65                     | Surcharge - late filing fee or oath  | <b>0.00</b>  |
| 127 50                     | 227 25                     | Surcharge - late provisional filing fee or cover sheet                     | <b>0.00</b>  |
| 139 130                    | 139 130                    | Non-English specification  | <b>0.00</b>  |
| 147 2,520                  | 147 2,520                  | For filing a request for reexamination                                     | <b>0.00</b>  |
| 112 920*                   | 112 920*                   | Requesting publication of SIR prior to Examiner action                     | <b>0.00</b>  |
| 113 1,840*                 | 113 1,840*                 | Requesting publication of SIR after Examiner action                        | <b>0.00</b>  |
| 115 110                    | 215 55                     | Extension for reply within first month                                     | <b>0.00</b>  |
| 116 380                    | 216 190                    | Extension for reply within second month                                    | <b>0.00</b>  |
| 117 870                    | 217 435                    | Extension for reply within third month                                     | <b>0.00</b>  |
| 118 1,360                  | 218 680                    | Extension for reply within fourth month                                    | <b>0.00</b>  |
| 128 1,850                  | 228 925                    | Extension for reply within fifth month                                     | <b>0.00</b>  |
| 119 300                    | 219 150                    | Notice of Appeal   | <b>0.00</b>  |
| 120 300                    | 220 150                    | Filing a brief in support of an appeal                                     | <b>0.00</b>  |
| 121 260                    | 221 130                    | Request for oral hearing   | <b>0.00</b>  |
| 138 1,510                  | 138 1,510                  | Petition to institute a public use proceeding                              | <b>0.00</b>  |
| 140 110                    | 240 55                     | Petition to revive - unavoidable   | <b>0.00</b>  |
| 141 1,210                  | 241 605                    | Petition to revive - unintentional   | <b>0.00</b>  |
| 142 1,210                  | 242 605                    | Utility issue fee (or reissue)   | <b>0.00</b>  |
| 143 430                    | 243 215                    | Design issue fee   | <b>0.00</b>  |
| 144 580                    | 244 290                    | Plant issue fee  | <b>0.00</b>  |
| 122 130                    | 122 130                    | Petitions to the Commissioner  | <b>0.00</b>  |
| 123 50                     | 123 50                     | Petitions related to provisional applications                              | <b>0.00</b>  |
| 126 240                    | 126 240                    | Submission of Information Disclosure Stmt                                  | <b>0.00</b>  |
| 581 40                     | 581 40                     | Recording each patent assignment per property (times number of properties) | <b>40.00</b> |
| 146 690                    | 246 345                    | Filing a submission after final rejection (37 CFR § 1.129(a))              | <b>0.00</b>  |
| 149 690                    | 249 345                    | For each additional invention to be examined (37 CFR § 1.129(b))           | <b>0.00</b>  |
| Other fee (specify)        |                            |  | <b>0.00</b>  |
| Other fee (specify)        |                            |  | <b>0.00</b>  |

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**40.00**

### SUBMITTED BY

Name (Print/Type) **Jacqueline M. Daspit**

Registration No. (Attorney/Agent) **36,779**

### Complete (if applicable)

Telephone **859-232-7843**

Signature

**WARNING**

Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Express Mail No. EK195232075US

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor MICHAEL A. MARRA, III

Title ELECTRIC MOTOR VELOCITY CONTROLLER

Atty Docket Number 2001-0325

I hereby certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

16 Aug 2001

Date

Jacqueline M. Daspit

Signature

JACQUELINE M. DASPIT 36,779

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

EXPRESS MAIL NO. EK195232075US